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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

AJ CONSTRUCTION LLC

Plaintiff

vs.

NEXT INSURANCE US COMPANY AND
THE JACOBSON AGENCY

Defendants

Case No.: 2:23-CV-01722-CDS-BNW

STIPULATION TO EXTEND DUE DATE
OF JOINT PRETRIAL ORDER
(FOURTH REQUEST)

Pursuant to LR IA 6-1, LR 7-1 and LR 26-3, the parties, through their respective undersigned counsel, stipulate to extend the dates for filing the joint pretrial order by 30 days, from Monday, March 17, 2025 to Thursday, April 17, 2025, as set forth in the operative scheduling order (ECF 34). This stipulation constitutes the parties' fourth request for an extension of dates, but first request solely for the joint pretrial order. This request is sought due to the ongoing negotiations between the parties to resolve the matter. The parties respectfully submit that good cause exists for the requested extension based on the following:

I. Discovery that has been completed

To date, the following discovery has been completed:

1. Next Insurance conducted an inspection of the subject property on November 2, 2023;
2. The parties served their initial disclosures pursuant to Fed. R. Civ. P. 26 in December 2023;



3. Jacobson propounded written discovery (interrogatories and requests for production of documents) to AJ on January 22, 2024;
4. Next Insurance propounded written discovery (requests for admission, interrogatories and requests for production) to AJ on January 23, 2024;
5. AJ responded to Jacobson's written discovery on February 22, 2024;
6. AJ responded to Next Insurance's written discovery on February 22 and February 27, 2024;
7. AJ propounded written discovery (interrogatories and requests for production of documents) to Jacobson on February 28, 2024;
8. AJ propounded written discovery (requests for production of documents) to Next Insurance on February 28, 2024;
9. Next Insurance responded to AJ's written discovery on April 15, 2024.
10. AJ propounded additional interrogatories on Jacobson on June 11, 2024
11. Jacobson responded to AJ's interrogatories on July 16, 2024
12. Deposition of Mr. Carradine on January 16, 2025.

II. Discovery that remains to be completed

All outstanding discovery has been completed.

III. Reasons why the Joint Pretrial Order date should be continued.

On January 13, 2025, the parties held a mediation with the Hon. Abbi Silver. At that time, the mediation was not successful, however Judge Silver has continued to work with AJ Construction and Jacobson to attempt to reach a resolution.

There have been some delays regarding the ongoing mediation and negotiations among the parties. On AJ Construction's part, there have been ongoing medical issues with the wife of Mr. Carradine, AJ's principal, that have caused delays in responding to offers/counteroffers.

Jacobson Agency has a new adjuster on the case who is still getting up to speed and determining how to best resolve issues. This has also caused delays.

Finally, Judge Silver is unavailable the week of March 17, 2025 to continue the discussions.



1 Shortly after the mediation, Next Insurance has accepted an offer of judgment in the above
 2 entitled action, and will be dismissed from the case shortly upon completion of signing the
 3 settlement documents, receipt of the check, and the check clearing. It is anticipated that these will
 4 be concluded within the next two weeks.

5 **IV. Proposed schedule for completing the Pretrial Order**

6 This fourth request for an extension of time is not sought for delay or any other improper
 7 purpose. Rather, the parties seek this extension to allow the mediation to continue in the hopes of
 8 complying with Fed. R. Civ. Proc. 1, and avoid the needless expense of time and money

9 The parties proposed the following dates:

Event	Existing Deadline	Proposed New Deadline
Initial Expert Disclosures	Monday, November 18, 2024	Date Passed, N/A
Rebuttal Expert Disclosures	Monday, December 16, 2024	Date Passed, N/A
Discovery Cut-Off	Wednesday, January 22, 2025	Date Passed, N/A
Dispositive Motions	Tuesday, February 11, 2025	Date Passed, N/A
Pretrial Order	Monday, March 17, 2025	April 17, 2025

13 Accordingly, the parties respectfully request that this Court extend the operative discovery
 14 plan and scheduling order by 30 (30) days, where applicable, as indicated in the preceding table.
 15

16 Dated this 17th Day of March, 2025

Dated this 17th Day of March, 2025

17 LEVERTY & ASSOCIATES LAW, CHTD

WOOD SMITH HENNING & BERMAN,
 18 LLP

19 /s/ William R. Ginn

/s/ Mark F. Roach

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23 **ORDER**

24 IT IS SO ORDERED

25 
 26 UNITED STATES MAGISTRATE JUDGE

27 DATED: March 18, 2025
 28



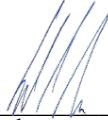
CERTIFICATE OF SERVICE

Pursuant to Rule 5(b) of the Federal Rules of Civil Procedure, I hereby certify under penalty of perjury that I am an employee of Leverty & Associates Law, Chtd., and that service of the foregoing Stipulation to extend Due Date of Joint Pretrial Order (Fourth Request) was made via the Court's electronic filing system to all listed counsel of record:

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*Attorneys for Defendant The Jacobson
Agency, LLC*

DATED: March 17, 2025



An Employee of Leverty & Associates Law Chtd.